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JAN 13 2006

**Fax**

**To:** Examiner John H. Le  
Art Unit: 2863  
Confirmation No.: 9180

**From:** John S. Sensny

**Fax:** 571-273-8300

**Pages:** 10 pages including cover sheet

**Phone:**

**Date:** January 13, 2006

**Re:** Gheorghe C. Cascaval, et al.

U.S. Serial No. 10/688,293

**CC:**

Filed: 10/17/03

Docket No. YOR920030301US1 (16832)

**AMENDMENT UNDER 37 C.F.R. §1.116  
(Final Rejection)**

Transmitted herewith are:

1. Amendment Transmittal Letter (in duplicate);
2. Amendment under 37 C.F.R. §1.116; and
3. Certificate of Transmission By Facsimile dated January 13, 2006.

**FOR:**

Applicants: Gheorghe G. Cascaval, et al.

U.S. Serial No. 10/688,293

Filed: 10/17/03

Docket No. YOR920030301US1 (16832)

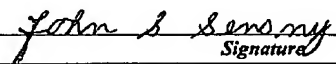
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PAGE 2/10 \* RCVD AT 1/13/2006 8:30:37 AM [Eastern Standard Time] \* SVR:USPTO-EFXRF-6/24 \* DNIS:2738300 \* CSID:5167424366 \* DURATION (mm-ss):02-38

JAN 13 2006

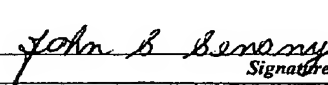
<b>AMENDMENT TRANSMITTAL LETTER (Large Entity)</b>					Docket No. <b>YOR920030301US1 (16832)</b>	
Applicant(s): <b>Gheorghe C. Cascaval, et al.</b>						
Application No. <b>10/688,293</b>	Filing Date <b>October 17, 2003</b>	Examiner <b>John H. Le</b>	Customer No. <b>23389</b>	Group Art Unit <b>2863</b>	Confirmation No. <b>9180</b>	
Invention: <b>A MECHANISM FOR ON-LINE PREDICTION OF FUTURE PERFORMANCE MEASUREMENTS IN A COMPUTER SYSTEM</b>						
<b>COMMISSIONER FOR PATENTS:</b>						
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.						
<b>CLAIMS AS AMENDED</b>						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	1 -	24 =	0	x \$50.00	\$0.00	
INDEP. CLAIMS	1 -	7 =	0	x \$200.00	\$0.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>	
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account <b>50-0510/IBM</b> <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038.						
<b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>						
 John S. Sensny Registration No. 28,757  Correspondence Address Customer No. 23389			Dated: <b>January 13, 2006</b>  <div style="border: 1px solid black; padding: 5px;"> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____</p> <p style="text-align: center;">(Date)</p> <p style="text-align: center;">_____ Signature of Person Mailing Correspondence</p> <p style="text-align: center;">_____ Typed or Printed Name of Person Mailing Correspondence</p> </div>			
cc: JSS:jy						

P11LARGE/REV09

JAN 13 2006

<b>CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)</b> Applicant(s): Gheorghe C. Cascaval, et al.			Docket No. YOR920030301US1 (16832)	
Application No. 10/688,293	Filing Date October 17, 2003	Examiner John H. Le	Group Art Unit 2863	
Invention: A MECHANISM FOR ON-LINE PREDICTION OF FUTURE PERFORMANCE MEASUREMENTS IN A COMPUTER SYSTEM CONFIRMATION NO.: 9180				
<p>I hereby certify that this <u>AMENDMENT UNDER 37 C.F.R. §1.116</u> (Identify type of correspondence) is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>571-273-8300</u>) on <u>January 13, 2006</u> (Date)</p> <p style="text-align: right;"><u>John S. Sensny</u> (Typed or Printed Name of Person Signing Certificate)  <u>John S. Sensny</u> (Signature)</p> <p style="text-align: center;">Note: Each paper must have its own certificate of mailing.</p>				

P18/REV02

<b>AMENDMENT TRANSMITTAL LETTER (Large Entity)</b>					Docket No. <b>YOR920030301US1 (16832)</b>	
Applicant(s): <b>Gheorghe C. Cascaval, et al.</b>						
Application No. <b>10/688,293</b>	Filing Date <b>October 17, 2003</b>	Examiner <b>John H. Le</b>	Customer No. <b>23389</b>	Group Art Unit <b>2863</b>	Confirmation No. <b>9180</b>	
Invention: <b>A MECHANISM FOR ON-LINE PREDICTION OF FUTURE PERFORMANCE MEASUREMENTS IN A COMPUTER SYSTEM</b>						
<b><u>COMMISSIONER FOR PATENTS:</u></b>						
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.						
<b>CLAIMS AS AMENDED</b>						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	1 -	24 =	0	x \$50.00	\$0.00	
INDEP. CLAIMS	1 -	7 =	0	x \$200.00	\$0.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>	
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account <b>50-0510/IBM</b> <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038. <b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>						
 <b>John S. Sensny</b> Registration No. 28,757  Correspondence Address Customer No. 23389			Dated: <b>January 13, 2006</b>			
CC: JSS:jy			I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____ _____ (Date)  _____ Signature of Person Mailing Correspondence  _____ Typed or Printed Name of Person Mailing Correspondence			

P11LARGE/REV09

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JAN 13 2006

Response Under 37 C.F.R. §1.116  
Expedited Procedure Examining  
Examining Group 2863

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Gheorghe C. Cascaval, et al.

Examiner: John H. Le

Serial No: 10/688,293

Art Unit: 2863

Filed: October 17, 2003

Docket: YOR920030301US1 (16832)

For: A MECHANISM FOR ON-LINE  
PREDICTION OF FUTURE  
PERFORMANCE MEASUREMENTS  
IN A COMPUTER SYSTEM

Dated: January 13, 2006

Confirmation No.: 9180

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT UNDER 37 C.F.R. §1.116

Sir:

In response to the Office Action dated June 28, 2005, please amend the subject  
patent application as follows:

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CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the Patent and  
Trademark Office on the date shown below.

Dated: January 13, 2006

John S. Sensny  
John S. Sensny

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